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8 UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA  
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11 JAMES TYLER ROOTS,  
12 Plaintiff,

13 v.

14 G. CHERIAN, et al.,  
15 Defendants.  
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No. 2:23-cv-1175-WBS-CKD P

ORDER

17 Plaintiff, a state prisoner proceeding pro se, filed this civil rights action seeking relief  
18 under 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to  
19 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

20 On May 27, 2025, the magistrate judge filed findings and recommendations herein which  
21 were served on all parties and which contained notice to all parties that any objections to the  
22 findings and recommendations were to be filed within fourteen days. Defendants requested and  
23 were granted an extension of time and filed timely objections to the findings and  
24 recommendations, which the court has considered.

25 In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C) and Local Rule 304, this  
26 court has conducted a de novo review of this case. Having carefully reviewed the entire file, the  
27 court finds the findings and recommendations to be supported by the record and by proper  
28 analysis.

Accordingly, IT IS HEREBY ORDERED that:

1. The findings and recommendations filed May 27, 2025 (ECF No. 36) are adopted in full.
2. Defendants' motion to dismiss based on res judicata (ECF No. 31) is DENIED.
3. This case is referred back to the assigned magistrate judge for further pretrial proceedings.

Dated: July 3, 2025



WILLIAM B. SHUBB  
UNITED STATES DISTRICT JUDGE

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